

Calendar No. 470

106TH CONGRESS  
2D SESSION

**H. R. 1725**

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IN THE SENATE OF THE UNITED STATES

MARCH 22, 2000

Received

MARCH 23, 2000

Read twice and placed on the calendar

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**AN ACT**

To provide for the conveyance by the Bureau of Land Management to Douglas County, Oregon, of a county park and certain adjacent land.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Miwaleta Park Expan-  
3 sion Act”.

4 **SEC. 2. LAND CONVEYANCE, BUREAU OF LAND MANAGE-**  
5 **MENT LAND, DOUGLAS COUNTY, OREGON.**

6       (a) IN GENERAL.—

7           (1) CONVEYANCE.—The Secretary of the Inte-  
8 rior (referred to in this section as the “Secretary”)  
9 shall convey, without consideration, to Douglas  
10 County, Oregon (referred to in this section as the  
11 “County”), all right, title, and interest of the United  
12 States in and to a parcel of land (including improve-  
13 ments on the land) described in paragraph (2) and  
14 consisting of—

15           (A) Miwaleta Park, a county park man-  
16 aged under agreement by the County on Fed-  
17 eral land managed by the Bureau of Land Man-  
18 agement; and

19           (B) an adjacent tract of Federal land man-  
20 aged by the Bureau of Land Management.

21       (2) LEGAL DESCRIPTION.—The parcel of land  
22 referred to in paragraph (1) is the parcel in the SW  
23  $\frac{1}{4}$  of the NE  $\frac{1}{4}$ ; SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of sec. 27,  
24 T31S, R4W, W.M., Douglas County, Oregon, de-  
25 scribed as follows:

1           The property lying between the southerly right-  
2           of-way line of the relocated Cow Creek County  
3           Road No. 36 and contour elevation 1881.5  
4           MSL, comprising approximately 28.50 acres.

5       (b) USE OF LAND.—

6           (1) IN GENERAL.—After conveyance of land  
7           under subsection (a), the County may manage and  
8           exercise any program or policy that the County con-  
9           siders appropriate in the use of the land for park  
10          purposes.

11       (2) REVERSIONARY INTEREST.—

12           (A) IN GENERAL.—If the Secretary deter-  
13           mines that the land conveyed under subsection  
14           (a) is not being used for park purposes—

15                   (i) all right, title, and interest in and  
16                   to the land, including any improvements on  
17                   the land, shall revert to the United States;  
18                   and

19                   (ii) the United States shall have the  
20                   right of immediate entry onto the land.

21       (B) DETERMINATION ON THE RECORD.—

22           Any determination of the Secretary under sub-  
23           paragraph (A) shall be made on the record.

24       (c) SURVEY.—The exact acreage and legal descrip-  
25       tion of the land to be conveyed under subsection (a) shall

1 be determined by a survey satisfactory to the Secretary  
2 and paid for by the County.

3 (d) IMPACT ON FERC WITHDRAWAL.—

4 (1) IN GENERAL.—The conveyance of land  
5 under subsection (a) shall have no effect on the con-  
6 ditions and rights provided in Federal Energy Regu-  
7 latory Commission Withdrawal No. 7161.

8 (2) CONFLICTS.—In a case of conflict between  
9 the use of the conveyed land as a park and the pur-  
10 poses of the withdrawal, the purposes of the with-  
11 drawal shall prevail.

12 (e) COSTS OF CONVEYANCE.—Except as provided in  
13 subsection (c), costs associated with the conveyance under  
14 subsection (a) shall be borne by the party incurring the  
15 costs.

16 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-  
17 retary may require such additional terms and conditions  
18 in connection with the conveyance under subsection (a) as  
19 the Secretary considers appropriate to protect the inter-  
20 ests of the United States.

Passed the House of Representatives March 21,  
2000.

Attest:

JEFF TRANDAHL,

*Clerk.*



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